

## Message Text

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ACTION EA-14

INFO OCT-01 EUR-25 ADP-00 IO-12 DPW-01 CIAE-00 DODE-00

PM-09 H-02 INR-10 L-03 NSAE-00 NSC-10 PA-03 RSC-01

PRS-01 SS-15 USIA-12 SSO-00 NSCE-00 RSR-01 /120 W

----- 073249

R 140536 Z APR 73

FM AMEMBASSY SAIGON

TO SECSTATE WASHDC 0172

INFO AMEMBASSY BUDAPEST

AMEMBASSY JAKARTA

AMEMBASSY OTTAWA

AMEMBASSY WARSAW

USDEL JEC PARIS

C O N F I D E N T I A L SAIGON 6347

E. O. 11652: GDS

TAGS: MARR VS

SUBJECT: ICCS PLENARY, APRIL 13

1. THE APRIL 13 PLENARY BEGAN AT 1000, BROKE FOR LUNCH AND CONTINUED ON UNTIL 1900. THE FIRST ITEM OF BUSINESS WAS THE QUANG TRI HELICOPTER INCIDENT. CANDEL GAUVIN MADE A STATEMENT (SEPTEL) IN WHICH HE SUGGESTED THAT THE TROOPS INVOLVED IN THE SHOOTING MAY NOT RPT NOT HAVE BEEN PRG BUT IN FACT BE FROM ELSEWHERE

THAN SVN. HUNGDEL CALLED FOR AN INQUIRY INTO ICCS AIR SERVICES FLIGHT PROCEDURES. HE AGREED TO PUT HIS PROPOSAL INTO WRITING AND IT WILL BE EXAMINED AT A LATER DATE. NO ACTION WAS TAKEN ON TEAM DEPLOYMENTS OR WITHDRAWALS WHICH MIGHT BE NECESSITATED BY THE INCIDENT AS IT WAS DECIDED TO WAIT UNTIL THE INVESTIGATION WAS COMPLETED. AS PRESENT SUPPLY AND DEPLOYMENT FLIGHTS ARE TAKING PLACE AND OTHER FLIGHTS ARE ALLOWEEX WITH SPECIAL AUTHORIZATION FROM ICCS HEADQUARTERS.

2. THE PLENARY DISCUSSED PRIME MINISTER KHIEM'S REPLY TO A LETTER REGARDING FACILITIES REQUESTED FOR ICCS AIR SERVICES WHICH WAS ADDRESSED TO HIM BY THE ICCS. ICCS AGREED TO A MEDAL ZE BE AWARDED FOR SERVICE WITH THE ICCS. CANDEL SOMEWHAT FACETIOUSLY  
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SUGGESTED TO US THAT THIS WAS A GREAT IMPROVEMENT OVER THE OLD ICC WHICH TOOK TEN YEARS TO AGREE ON A MEDAL.

3. THE NEXT ITEM WAS A LETTER FROM THE RVN JMC ELEMENT WHICH NOTED THAT CANDEL AND INDODEL HAD DEPLOYED TO HONG NGU BUT HAD BEEN FORCED TO WITHDRAW BECAUSE OF VIET CONG CEASEFIRE VIOLATIONS. IT EXPRESSED THE HOPE THAT THEY WOULD REDEPLOY AND OFFERED ARVN'S FULL SUPPORT. THE PLENARY DISCUSSED WHAT ANSWER SHOULD BE MADE TO THE LETTER. POLDEL AND HUNGDEL CONTENDED THAT NOTHING COULD BE DONE UNTIL THE TPJMC WAS DEPLOYED. THEY ALLEGED THAT THE REASON FOR THE PRG NON- DEPLOYMENT OF TPJMC ELEMENTS WAS THE GVN'S UNWILLINGNESS TO ALLOW THEM THE BENEFIT OF ARTICLE 16 OF THE JMC PROTOCOL. POLDEL THEN PROPOSED A LETTER TO THE JMC WHICH WOULD CALL FOR DEPLOYMENT OF THE FULL JMC WITH FULL PRIVILEGES AS OUTLINED IN ARTICLE 16. CANDEL REPLIED THAT THE PRG ELEMENT HAD NEVER SUGGESTED TO THEM THAT ITS NON- DEPLOYMENT WAS IN ANYWAY CONNECTED WITH ARTICLE 16. CANDEL PROPOSED A COMPROMISEHSETTER WHICH INDODEL SUPPORTED CALLING FOR MUTUAL COOPERATION BETWEEN THE ICCS AND JMC. HUNGDEL AND POLDEL WOULD NOT RPT NOT AGREE TO THE CANDEL SUGGESTION AND NO ACTION WAS TAKEN.

4. TWO COMPLAINTS FROM THE PRG REGARDING GVN IMPORTATION MF ARMS WERE CONSIDERED. THE PRG CONTENDED THAT SINCE THE TPJMC WAS NOT RPT NOT FORMED AND, THEREFORE, NO PROCEDURES HAD BEEN AGREED TO OR POINTS OF ENTRY MUTUALLY DESIGNATED, NO IMPORTATION OF MILITARY SUPPLIES UNDER ARTICLE 7 OF THE AGREEMENT COULD TAKE PLACE. HUNGDEL AGREED AND FURTHER CONTENDED THAT IN THE ABSENCE OF JMC PROCEDURES AS CALLED FOR IN ARTICLE 7, THE ICCS COULD NOT RPT NOT EVEN RESPOND TO THE PRG'S REQUEST FOR AN INVESTIGATION OF THE ALLEGED RVN VIOLATIONS. CANDEL REPLIED THAT THE RVN HAD ACTED IN GOOD FAITH ON THE MATTER AND THAT THE PRG COULD NOT RPT NOT BE ALLOWED UNILATERALLY TO PREVENT THE RVN FROM MAKING IMPORTATIONS UNDER ARTICLE 7. THE RVN HAS MET ITS RESPONSIBILITIES TO THE ICCS UNDER ARTICLE 7. IT HAS ALSO BEEN FULLY COOPERATIVE WITH THE ICCS TEAMS AT ITS DESIGNATED POINTS OF ENTRY. INDODEL BACKED CANDEL'S POSITION. (CANDEL TOLD US THEY BELIEVE THERE WILL NEVER BE AGREEMENT IN THE JMC ON PROCEDURES FOR IMPLEMENTATION OF ARTICLE 7. IT HAS, THEREFORE, PREPARED DRAFT INSTRUCTIONS FOR ICCS POINT OF ENTRY TEAMS. CANDEL DID NOT RPT NOT PRESENT THEIR DRAFT, HOWEVER, AT THE MEETING AS POLDEL/ HUNGDEL ATTITUDE MADE IT PLAIN THEY WOULD NOT RPT NOT CONSIDER THEM.)

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5. THE PLENARY AGREED TO CARRY OUT FOUR INVESTIGATIONS CALLED FOR BY THE RVN. TWO REQUESTS WERE ROUNDUPS OF INCIDENTS IN ICCS REGION AREAS AND THE OTHERS HAD TO DO WITH INCIDENTS AT HONG NGU.

6. THE LAST ITEM OF BUSINESS WAS A NUMBER OF INVESTIGATION REPORTS FROM ICCS REGION VII. SEVERAL HAD ALREADY BEEN CONSIDERED BY THE PLENARY AND, AFTER SOME CONFUSION, IT WAS AGREED THAT SINCE IT WAS 7 P. M. THE SECRETARIAT WOULD RE- EXAMINE THE REPORTS, EXTRACT THOSE ALREADY CONSIDERED AND SUBMIT THE REST AT THE NEXT PLENARY ON APRIL 16.  
BUNKER

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\*\*\* Current Handling Restrictions \*\*\* n/a

\*\*\* Current Classification \*\*\* CONFIDENTIAL

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**Disposition Approved on Date:**  
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**Disposition Case Number:** n/a  
**Disposition Comment:** 25 YEAR REVIEW  
**Disposition Date:** 28 MAY 2004  
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**Executive Order:** GS  
**Errors:** n/a  
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**To:** EA  
SECSTATE WASHDC INFO BUDAPEST  
JAKARTA  
JEC PARIS  
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